

DECLARATION OF OIL AND GAS NOTICE

(Tax Map 8, Franklin District, Marshall County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) owned or leased partly or wholly by the undersigned lie(s) under the surface of lands described in Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY  
CONSOL PENNSYLVANIA COAL COMPANY LLC  
RESERVE COAL PROPERTIES COMPANY

CONSOLIDATION COAL COMPANY  
McELROY COAL COMPANY  
CNX LAND RESOURCES INC.

**C/O LEATHERWOOD, INC.  
1000 CONSOL ENERGY DRIVE  
CANONSBURG, PA 15317-6506**

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 9 day of MAY, 2011, by **William Gillenwater**, its Assistant Manager, by authority duly given.

Jan Pest  
MARSHALL County 03:20:07 PM  
Instrument No 1305419  
Date Recorded 05/27/2011  
Document Type O&G  
Pages Recorded 6  
Book-Page 734-92  
Recording Fee \$6.00  
Additional \$6.00

CONRHEIN COAL COMPANY  
a Pennsylvania corporation:

By: 

Its: Assistant Manager

IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 9 day of MAY, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

CONSOLIDATION COAL COMPANY

a Delaware corporation:

By: 

Its: Vice President

IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 9 day of MAY, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC

a Delaware limited liability company:

By: 

Its: Vice President

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 9 day of MAY, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

RESERVE COAL PROPERTIES COMPANY

a Delaware corporation:

By: 

Its: Vice President

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 9 day of MAY, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

MCELROY COAL COMPANY  
a Delaware corporation:

By: 

Its: Vice President

IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 9 day of MAY, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

CNX LAND RESOURCES INC.  
a Delaware corporation:

By: 

Its: Vice President

**NOTE: PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.**

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Assistant Manager** of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 9 day of MAY, 2011.

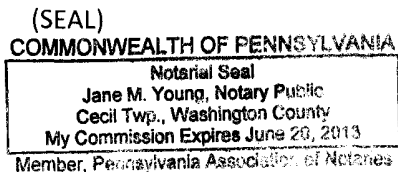
COMMONWEALTH OF PENNSYLVANIA  
(SEAL)  
Notarial Seal  
Jane M. Young, Notary Public  
Cecil Twp., Washington County  
My Commission Expires June 20, 2013  
Member, Pennsylvania Association of Notaries

  
Notary Public

Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 9 day of MAY, 2011.

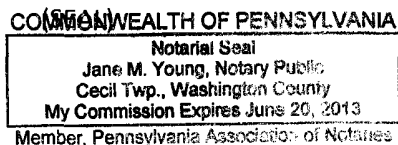


Jane M. Young  
Notary Public

My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 9 day of MAY, 2011.

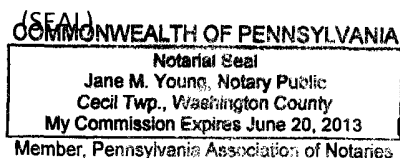


Jane M. Young  
Notary Public

My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 9 day of MAY, 2011.



Jane M. Young  
Notary Public

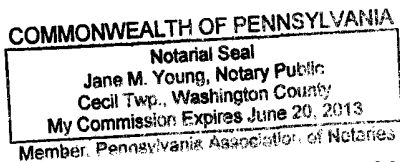
My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON**JANE M. YOUNG**

Before me, \_\_\_\_\_, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of MCELROY COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 9 day of MAY, 2011.

(SEAL)



Jane M. Young  
Notary Public

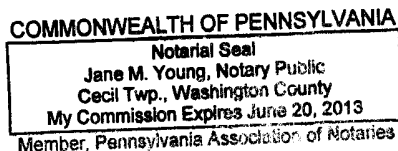
My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON**JANE M. YOUNG**

Before me, \_\_\_\_\_, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CNX LAND RESOURCES INC., a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 9 day of MAY, 2011.

(SEAL)



Jane M. Young  
Notary Public

My Commission expires \_\_\_\_\_

This Document Prepared By:

Andrew S. Graham

WV Bar No. 9664

Steptoe &amp; Johnson PLLC

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PO BOX 1616

Morgantown, WV 26507

(304) 598-8000

EXHIBIT A - SURFACE TRACTS (McELROY MINE)  
Tax Map 8, Franklin District, Marshall County, West Virginia

Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
8	2	Consolidation Coal Company		1000 Consol Energy Drive	Canonsburg	PA	15317	136.587 A Graysville	DB 390/167
8	3	Delbrugge	Emerald H., Jr.	RD 2 Box 136	Proctor	WV	26055	35.07 Graysville	DB 591/596
8	4	Berisford	Charles W.						
		Nieman	Frances	RD 2 Box 203	Proctor	WV	26055	23.355 Fish Creek	WB 76/539
8	4.1	Nieman	Frances E.	RD 2 Box 203	Proctor	WV	26033	33.48 A Fish Creek	WB 77/5
8	5	Gatts	Richard L.	RD 2 Box 201	Proctor	WV	26055	97.81 Fish Creek	DB 649/562
8	7	Miller	Edwin C.	RD 2 Box 115-A	Proctor	WV	26055	180.31 Fish Creek	WB 76/466
8	8	Francis	James Edward & Laura Jean	RD 4 Box 190	Moundsville	WV	26041	28.3 Fish Creek	DB 612/575
8	9	Jackson	James B., Jr & Marion L.	RD 2 Box 111	Proctor	WV	26055	89.723 Fish Creek	DB 483/552
8	20	White	Robert M.	RD 2 Box 209	Proctor	WV	26055	7.23 Graysville	DB 617/252
8	32	Siburt	Clarence S. & Mary Jane	RD 2 Box 127-A	Proctor	WV	26055	8.29 A Graysville	DB 428/524

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 9th day of May 2011, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 27th day of May 2011 at 3:20 o'clock P.M.

TESTE: Jan Pest Clerk.